

FORM PTO-1390  
(REV. 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

1175/65880

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

Unknown 09/937205

INTERNATIONAL APPLICATION NO.  
PCT/DK00/00155 ✓

INTERNATIONAL FILING DATE  
March 29, 2000 ✓

PRIORITY DATE CLAIMED  
March 29, 1999 ✓

TITLE OF INVENTION

STAND-UP BAG FOR FLOWABLE OR POURABLE PRODUCTS ✓

APPLICANT(S) FOR DO/EO/US

Werner Schulz ✓

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☒ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☒ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: Please see attached sheet.

09937205-09101

U.S. APPLICATION NO. **09/937205**  
Unknown

INTERNATIONAL APPLICATION NO.  
PCT/DK00/00155

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21. ☒ The following fees are submitted:  
**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):**  
 Neither international preliminary examination fee (37 CFR 1.482)  
 nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO  
 and International Search Report not prepared by the EPO or JPO. .... \$1000.00  
 International preliminary examination fee (37 CFR 1.482) not paid to  
 USPTO but International Search Report prepared by the EPO or JPO ..... \$860.00  
 International preliminary examination fee (37 CFR 1.482) not paid to USPTO  
 but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$710.00  
 International preliminary examination fee (37 CFR 1.482) paid to USPTO  
 but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$690.00  
 International preliminary examination fee (37 CFR 1.482) paid to USPTO  
 and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00

CALCULATIONS PTO USE ONLY

ENTER APPROPRIATE BASIC FEE AMOUNT =

\$ 860.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30  
 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 0.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$
Total claims	10 - 20 =	0	x \$18.00	\$ 0.00
Independent claims	1 - 3 =	0	x \$80.00	\$ 0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	\$

TOTAL OF ABOVE CALCULATIONS =

\$ 860.00

☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above  
 are reduced by 1/2.

SUBTOTAL =

\$ 860.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30  
 months from the earliest claimed priority date (37 CFR 1.492(f)).

\$

TOTAL NATIONAL FEE =

\$ 860.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  
 accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

\$ 40.00

TOTAL FEES ENCLOSED =

\$ 900.00

Amount to be  
 refunded:

\$

charged:

\$

a. ☒ A check in the amount of \$ 900.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.  
 A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
 overpayment to Deposit Account No. 03-3125. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card  
 information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR  
 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Donald S. Dowden  
 Cooper & Dunham LLP  
 1185 Avenue of the Americas  
 New York, New York 10036  
 (212) 278-0400

*Donald S. Dowden*  
 SIGNATURE

Donald S. Dowden

NAME

20,701

REGISTRATION NUMBER

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Werner Schulz  
Serial No. : Not yet assigned  
Filed : Herewith  
For : STAND-UP BAG FOR FLOWABLE OR POURABLE  
PRODUCTS  
International  
Application No. : PCT/DK00/00155  
Priority Date  
Claimed : March 29, 1999  
Group : Unknown  
Examiner : Unknown

**List of Other Items of Information**

1. Express Mail Certificate of Mailing with Label No. EL531589271US;
2. Preliminary Amendment;
3. Copy of published international application WO00/58166 with search report;
4. Copy of PCT Request;
5. Copy of Notification Concerning Submission of Priority Documents;
6. Copy of Notice Informing the Applicant of the Communication of the International Application to the Designated Offices;
7. Copy of Information Concerning Elected Offices Notified of Their Election;
8. Copy of PCT Demand;
9. Copy of Written Opinion dated December 4, 2000;
10. Copy of Reply with Amended pages filed January 31, 2001;
11. Copy of PCT International Preliminary Examination Report;
12. Communication Re Declaration and Power of Attorney;
13. Information Disclosure Statement;
14. PTO Form 1449 and 8 references; and
15. Return Postcard.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Werner Schulz  
Serial No. : Not yet assigned  
Filed : Herewith  
For : STAND-UP BAG FOR FLOWABLE OR POURABLE PRODUCTS  
International  
Application No. : PCT/DK00/00155  
Priority Date  
Claimed : March 29, 1999  
Group : Unknown  
Examiner : Unknown

Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

SIR:

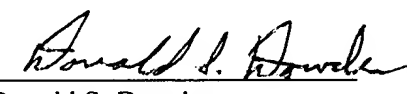
**EXPRESS MAIL CERTIFICATE OF MAILING  
FOR ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number: EL531589271US  
Date of Deposit: September 21, 2001

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231: National Phase II of PCT application, including Transmittal Letter under 35 USC §371 (in duplicate); Express Mail Certificate of Mailing with Label No. EL531589271US; Preliminary Amendment; 16-page Revised Specifications Reflecting the amendment after International Preliminary Examination; 15-page Original Specification along with formal drawings (4 sheets); Copy of published international application WO00/58166 with search report; Copy of PCT Request; Copy of Notification Concerning Submission of Priority Documents; Copy of Notice Informing the Applicant of the Communication of the International Application to the Designated Offices; Copy of Information Concerning Elected Offices Notified of Their Election; Copy of PCT Demand; Copy of Written Opinion dated December 4, 2000; Copy of Reply with Amended pages filed January 31, 2001; Copy of PCT International Preliminary Examination Report; Communication Re Declaration and Power of Attorney; Declaration and Power of Attorney; PTO Form 1595 and Assignment; Information Disclosure Statement; PTO Form 1449 and 8 references; and Check in the amount of \$900.00 for filing and recording fees.

  
Printed Name: MIN 1500

Respectfully submitted,

  
Donald S. Dowden  
Registration No. 20,701  
Attorney for Applicant  
Cooper & Dunham LLP  
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New York, New York 10036